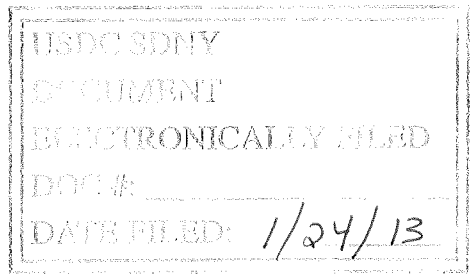


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK



EASTMAN KODAK COMPANY,

Plaintiff,

v.

RICOH COMPANY, LTD.

Defendant.

Civil Action No. 1:12-CV-03109 (DLC)
(GWG)

STIPULATION AND PROPOSED ORDER ON DEPOSITION TIME

Pursuant to Rules 26, 30, and 45 of the Federal Rules of Civil Procedure, Plaintiff Eastman Kodak Company ("Kodak") and Defendant Ricoh Company, Ltd. ("Ricoh"), having discussed the appropriate limitations on depositions in the action, jointly stipulate that the parties each take up to 91 total hours of fact deposition time (with each hour of a deposition conducted through an interpreter counting as only 36 minutes towards this total). This overall time-limit on depositions applies to all individual fact-witness depositions and Rule 30(b)(6) depositions, including depositions of both parties and non-parties to the action. This overall time-limit on depositions does not apply to expert depositions.

Because Ricoh has not yet identified the witnesses it intends to present at trial, Kodak makes this stipulation while reserving the right to depose any witness that Ricoh later identifies as a witness that it plans to present at trial, whether or not Kodak has already used its allotted amount of total time for depositions.

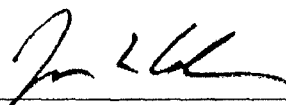
Ricoh responds that there is no inherent right to take the deposition of every witness who appears at trial; the parties are only under an obligation to identify possible trial witnesses in the

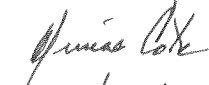
parties' initial disclosures under Rule 26(a), F.R.C.P. However, Ricoh recognizes that both Ricoh and Kodak may have issues concerning undeposed trial witnesses when the parties exchange trial witness lists.

Therefore, without waiver of their current positions, the parties agree to meet, confer, and seek to resolve with each other, after the exchange of trial witness lists, any issues that arise from either party's designation of trial witnesses.

Dated: January 23, 2013

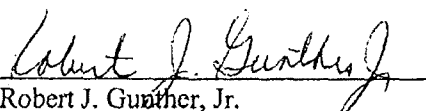
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So ordered.

1/24/13

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